



Federal Communications Commission
Washington, D.C. 20554

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C4C203

June 13, 2003

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JUN 26 2003
FCC - MAILROOM

Daniel R. Feely
682 Palisade Street
Pasadena, CA 91103

Dear Mr. Feely:

This is in response to your petition for rule making filed on April 17, 2003, proposing the allotment of Channel 275C2 at Ehrenberg, Arizona, as the community's first local aural transmission service.

Your proposal is unacceptable for consideration at this time. Our engineering analysis indicates that the specified coordinates (33-36-54 NL and 114-30-54 WL) for Channel 275C2 at Ehrenberg are short-spaced by 149.9 kilometers to vacant Channel 275C3 at Quartzsite, Arizona¹ and by 22.2 kilometers to vacant Channel 275B at El Golfo, SO located in Mexico. The engineering analysis further shows that by using the center city coordinates (33-36-15 NL and 114-31-28 WL) for Channel 275C2 at Ehrenberg the proposal is still short-spaced to these vacant allotments.

Based on the above, we are returning your proposal for Ehrenberg. You may resubmit the petition, provided your proposal meets all of the minimum spacing requirements of Section 73.207 (b)(1) of the Commission's Rules.

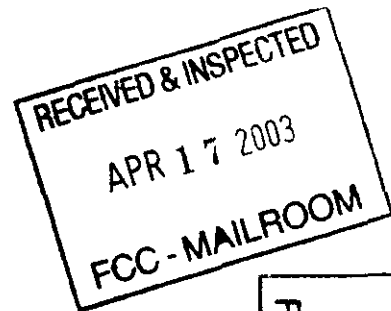
Sincerely,

John A. Karousos
Assistant Chief, Audio Division
Media Bureau

Enclosure

¹ See Quartzsite, AZ and Leesville, LA, 16 FCC Rcd 12675 (M.M. Bur. 2001).

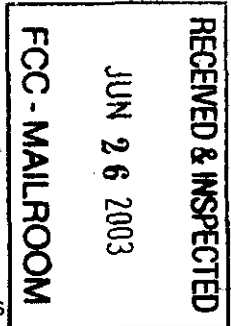
Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D. C. 20554



In the matter of)
Amendment of Section 73.202 (b),)
Table of Allotments)
FM Broadcast Stations)
(Ehrenberg, Arizona))

MB Docket No. _____

RM- _____



PETITION FOR RULEMAKING

To the Chief, Allocations Branch:

Daniel R. Feely ("Petitioner") respectfully requests the Commission initiate a rulemaking proceeding for the purpose of considering amending Section 73.202(b) of the Commission's rules. In support whereof the following is stated:

2. Petitioner proposes the Commission allot FM channel 275C2 to Ehrenberg, AZ as its first aural service. This would require amending Section 73.202(b) of the Commission's rules as follows:

<u>Community</u>	<u>Present</u>	<u>Proposed</u>
Ehrenberg, AZ	-	275C2

3. Ehrenberg is an Census Designated Place located in West Arizona. It is located at the border of Arizona and California along Interstate Highway 10 in La Paz county. In 1990, the United States Census Bureau estimated Ehrenberg had a population of 1357 persons. FM channel 275C2 would not only serve the residents of Ehrenberg, but as a wide area FM station it would also serve the thousands of travelers that use Interstate 10 daily.

4. FM channel 275C2 can be assigned to Ehrenberg in full compliance with the Commission's minimum distance separation requirements for domestic stations. This is illustrated by the attached spacing study. Coordinates used are N 33:36:54, W 114:30:54 and are the reference coordinates listed in the National Atlas for Ehrenberg. The proposed allotment is 22.7 Km short spaced to Mexican vacant allotment 275B at El Golfo, SO, MX. Petitioner respectfully requests the Commission seek Mexican concurrence as a negotiated short spaced allotment.

5. Petitioner, or an entity with which he is affiliated, intends to apply for a construction permit to activate channel 275C2 if it is assigned to Ehrenberg as proposed. If his application is granted, he shall promptly construct and operate the proposed station.

6. Petitioner hereby verifies and affirms that the statements given in this petition for rulemaking are his, and are accurate to the best of his knowledge.

Respectfully submitted,

Daniel R. Feely
682 Palisade St.
Pasadena, CA 91103
April 6, 2003

spacing Study for FM channel 275C2 at Ehrenberg, AZ

33:36:54 N lat., 114:30:54 W long.

CHAN	CALL	LOCATION		DIST	REQ	CLEAR
272A	KJJZ	INDIO	CA US	161.3	55.0	106.3
272C2	KJJJ	LAKE HAVASU CITY	AZ US	108.1	58.0	50.1
273C	KNIX-FM	PHOENIX	AZ US	229.9	105.0	124.9
273B	XHLPSFM	SAN LUIS RIO COLORAD	SO MX	127.0	65.0	62.0
273A	ALLOC	HEMET	CA US	229.7	55.0	174.7
273A	KDUQ	LUDLOW	CA US	195.8	55.0	140.8
274C	KSTJ	BOULDER CITY	NV US	263.1	188.0	75.1
275B	KLQV	SAN DIEGO	CA US	268.9	241.0	27.9
275B	ALLOC	EL GOLFO	SO MX	214.3	237.0	-22.7
276A	KVFG	VICTORVILLE	CA US	279.1	106.0	173.1
276A	KEZN	PALM DESERT	CA US	179.8	106.0	73.8
276C3	KRCI	BAGDAD	AZ US	157.1	117.0	40.1
276C2	KRCI	BAGDAD	AZ US	152.9	130.0	22.9
276C2	KRCI	BAGDAD	AZ US	139.4	130.0	9.4
277B	XHVGF	MEXICALI	BN MX	138.8	65.0	73.8
278C	KLNZ	GLENDALE	AZ US	179.6	105.0	74.6

